

THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

FRIEDMAN & FEIGER, L.L.P.,  
Plaintiff,

VS.

ULOFTS LUBBOCK, LLC, et al.  
Defendants/Counter-Plaintiffs,

VS.

FRIEDMAN & FEIGER, L.L.P.,  
Counter-Defendants,

and

ERNEST W. LEONARD, and  
MELISSA R. KINGSTON,  
Third Party Defendants

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CIVIL ACTION No. 3:09-CV-1384-D

## AGREED ORDER TO DISMISS THE LAWSUIT WITH PREJUDICE

ON THIS DAY, came on to be considered the Parties' *Agreed Motion to Dismiss the Lawsuit with Prejudice*. Based upon the agreement of the parties having announced to the Court that this matter has been settled and certain of the settlement terms have been met, IT IS THEREFORE ORDERED that this action be, and the same hereby is, DISMISSED with prejudice to refiling the same. IT IS FURTHER

ORDERED that each party shall bear its own attorneys fees and court costs and that the *ex parte* Writ of Garnishment entered by the state court prior to removal is hereby dissolved.

All relief not expressly granted herein is hereby denied.

SIGNED January 26, 2010.

Sidney A. Fitzwater  
SIDNEY A. FITZWATER  
CHIEF JUDGE

Agreed by:

/s/ Keith Langley

Keith A. Langley  
State Bar No. 11919500  
LANGLEY WEINSTEIN HAMEL, LLP  
901 Main Street, Suite 600  
Dallas, Texas 75202  
214-722-7162  
214-722-7161 Facsimile  
ATTORNEY FOR ULOFTS LUBBOCK, LLC,  
LEONI PROPERTIES, INC., and JAMES  
RUDNICK

/s/ Lawrence Friedman

Lawrence Friedman  
State Bar No. 07469300  
FRIEDMAN & FEIGER, LLP  
5301 Spring Valley Road, Suite 200  
Dallas, Texas 75254  
972-788-1400  
972-776-5313 Facsimile  
ATTORNEYS FOR FRIEDMAN &  
FEIGER, LLP, MELISSA R. KINGSTON  
and ERNEST W. LEONARD